

Message Text

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46

ACTION OES-05

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FM AMEMBASSY BUCHAREST

TO SECSTATE WASHDC 1622

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E.O. 11652: N/A

TAGS: TECH, RO

SUBJ: AMENDMENTS TO AEC PHYSICAL SECURITY REGULATIONS

REF: A) BUCH 5801 B) STATE 274938 C) STATE 266834

1. PROPOSED SUBJECT AMENDMENTS CONVEYED DECEMBER 17 TO DR. VALENTIN IONESCU, HEAD OF THE DEPARTMENT FOR INTERNATIONAL RELATIONS OF ROMANIAN STATE COMMITTEE FOR NUCLEAR ENERGY. FULL TEXT FOLLOWS OF SCNE LETTER REPLY RECEIVED BY EMBASSY JANUARY 31. ORIGINAL BEING POUCHED TO FRIEDMAN.

2. BEGIN TEXT: A) ON THE BASIS OF THE SALE-PURCHASE CONTRACT CONCLUDED BETWEEN THE FOREIGN TRADE STATE ENTERPRISE ROMENERGO-BUCHAREST (FOR THE INSTITUTE FOR NUCLEAR TECHNOLOGY) AND GENERAL ATOMIC COMPANY, SAN-DIEGO, CALIFORNIA-USA, TWO TRIGA RESEARCH REACTORS ARE TO BE DELIVERED TO THE SOCIALIST REPUBLIC OF ROMANIA, ONE WITH CONTINUOUS OPERATION(USING 93 PER-CENT ENRICHED FUEL) AND A PULSED REACTOR (USING 20 PERCENT ENRICHED FUEL).

B) ACCORDING TO THE CONTRACT, THE ROMANIAN PARTY SHALL BUY THE NECESSARY URANIUM FROM THE USAEC BY A TRIPARTITE DELIVERY AGREEMENT CONCLUDED IN VIENNA IN MARCH 1973 (S.R. OF ROMANIA - IAEA-USAEC) AND TO BE UNCLASSIFIED

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TRANSFERRED TO GENERAL ATOMIC FOR FUEL ELEMENT FABRICA-

TION BY THIS COMPANY. THE FABRICATED FUEL ELEMENTS ARE TO BE DELIVERED BY GENERAL ATOMIC CO., TO BUCHAREST-OTOPENI AIRPORT.

C. THE TRANSFER OF PROPERTY OF THE FUEL ELEMENTS FROM GENERAL ATOMIC TO THE ROMANIAN PARTY WILL BE MADE AT THE MOMENT OF DELIVERY AT THE BUCHAREST-OTOPENI AIRPORT (ALTHOUGH THE URANIUM CONTAINED IN THE FABRICATED FUEL ELEMENTS IS THE PROPERTY OF ROMANIA AT THE MOMENT OF ITS PURCHASE FROM USAEC).

D) AS REGARDS THE PROBLEM UNDER CONSIDERATION, THERE ARE NO CONTRADICTIONS BETWEEN THE USAEC NORMS(PART 73) REGARDING THE PHYSICAL PROTECTION OF NUCLEAR MATERIALS AND THE CORRESPONDING LEGAL PROVISIONS OF THE SOCIALIST REPUBLIC OF ROMANIA.

E) AS IT IS KNOWN, THE USAEC HAS RECENTLY ADOPTED (PROPOSED)(DECEMBER 1974) SOME AMENDMENTS TO THE ABOVE-MENTIONED NORMS IN THE SENSE THAT, FOR THE QUANTITIES OF URANIUM-235 ENRICHED OVER 20 PER-CENT EXCEEDING 5 KG, THE SHIPMENT WILL BE ACCOMPANIED BY TWO ARMED GUARDS. CONSIDERING THAT THESE NEW PROVISIONS ARE SUBSEQUENT TO THE CONCLUSION OF THE CONTRACT, ALL EXPENDITURES DERIVING FROM THEM WILL BE BORNE BY THE AMERICAN PARTY.

F) AS REGARDS THE GUARDING OF FUEL AFTER ITS DELIVERY AT OTOPENI AIRPORT, THE PROVISIONS OF THE NON-PROLIFERATION TREATY, TO WHICH ROMANIA IS PARTY, WILL BE APPLIED. AT THE SAME TIME, ACCORDING TO DECREE NO. 303/1972 (PUBLISHED IN THE OFFICIAL BULLETIN OF THE S.R.R. NO. 83/2.18.1972, PART I), THE TRANSPORTATION OF RADIOACTIVE MATERIALS WILL BE ENSURED BY ARMED PERSONNEL. (ART. 7). TO THIS EFFECT, THE STATE COMMITTEE FOR NUCLEAR ENERGY HAS SET OUT THAT THE TRANSPORTATION OF NUCLEAR FUEL ON THE TERRITORY OF THE SOCIALIST REPUBLIC OF ROMANIA MUST BE ENSURED BY ARMED GUARDING STAFF REGARDLESS OF THE TRANSPORTED QUANTITY.

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G) WE MENTION THAT LAW NO. 61/1974 REGARDING THE DEVELOPMENT OF ACTIVITIES IN THE NUCLEAR FIELD IN THE SOCIALIST REPUBLIC OF ROMANIA, OBLIGES THE STATE COMMITTEE FOR NUCLEAR ENERGY TO AUTHORIZE THE TRANSPORTATION OF RADIOACTIVE MATERIALS WITHIN THE TERRITORY OF THE S.R.R. AND, AS REGARDS THE NUCLEAR SAFETY OF THESE SHIPMENTS, TO APPLY THE PROVISIONS OF THE REGULATIONS FOR TRANSPORTATION OF RADIOACTIVE MATERIALS

(IAEA, EDITION 1973) WHICH WERE ADOPTED BY THE SOCIALIST
REPUBLIC OF ROMANIA. END TEXT.
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